

UNITED STATES DISTRICT COURT
for the
NORTHERN DISTRICT OF OHIO

United States of America)
v.) Case No. 1:95cr125
Andre Badley) USM No. 35563-060

09/18/1997 Jeffrey B. Lazarus
Date of Previous Judgment Defendant's Attorney

Order for Sentence Reduction Pursuant to Section 404 of the First Step Act of 2018

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the attorney for the Government, or ☐ the Court for a reduced sentence based on the statutory penalties which were modified by sections 2 or 3 of the Fair Sentencing Act of 2010 (Public Law 111-220; 124 Stat. 2372), as if sections 2 and 3 of the Fair Sentencing Act of 2010 were in effect at the time defendant's offense was committed. Having considered such motion, and taking into account the First Step Act of 2018,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (*as reflected in the last judgment issued*) of Life **is reduced to** TIME SERVED .

I. COURT DETERMINATION OF SENTENCING PURSUANT TO FIRST STEP ACT OF 2018:

Previous Sentence Imposed: Life	Amended Sentence: TIME SERVED (120 months, concurrent, w/ credit for time served since 2/28/1995)
Previous Supervised Release Term Imposed: 5 years	Amended Supervised Release Term: 8 years
Previous Underlying Sentence Imposed: Life	Amended Underlying Sentence: 120 months

II. SENTENCE RELATIVE TO AMENDED TERMS:

- ☒ Conditions of supervised release set forth in judgment are to remain in effect.
☐ Conditions of supervised release are as follows:

III. ADDITIONAL COMMENTS:

- ☒ Waiver of Appearance of Defendant for resentencing hearing (see motion re: waiver).

Except as provided above, all provisions of the judgment dated 09/18/1997 shall remain in effect.

IT IS SO ORDERED.

Order Date: 2/15/2019

s/Dan Aaron Polster
Judge's Signature
United States District Judge